

HILLMAN

COM/629

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(78) 244 final

Brussels, 5 June 1978

UNIVERSITY OF BRISTOL  
LIBRARY

SEP 28 1978

GET & EXCHANGE

UNIVERSITY OF BRISTOL  
LIBRARY

SEP 28 1978

SERIALS UNIT

Proposal for a  
COUNCIL REGULATION (EEC)

establishing Community fishing plans for directed  
herring fishing in certain zones

(submitted to the Council by the Commission)

COM(78) 244 final



### Explanatory Memorandum

1. In its resolution on certain aspects of the internal fisheries regime adopted on 3rd November 1976, the Council, having regard to the economic implications of fishing in Ireland, declared its intention of applying the provisions of the common fisheries policy in such a way as to ensure the steady and gradual development of the Irish fishing industry on the basis of the Irish Government's Programme for the development of inshore fishing (1).

The recognition of the special position of Ireland among those Member States with fishing interests will require the application of special provisions as part of the regime for the conservation and management of resources (2) which need to be set up as soon as possible.

2. As this regime has not yet been established, ad hoc provisions should be laid down without delay in order to prevent lack of protection jeopardizing the endangered herring stock in ICES division VII b,c whose exploitation is of special importance to the coastal population, without prejudice to the adoption of similar measures for other species and for other maritime regions.

3. The Commission proposes Community fishing plans to be established for the period from 1 July to 31 December 1978 for directed fishing of the herring stock in question along the lines of the draft "resolution of the Council concerning the introduction of fishing plans" (3).

4. The fishing plans proposed take account of the individual quotas of herring in this area (10.000 tons for Ireland and 4.000 tons for the Netherlands) proposed by the Commission (4) and fix the capacity to be deployed in terms of number of vessels and fishing days in relation to these quotas (5). The fishing plans foresee also a geographical limitation of the

./.

(1) doc. I/385/76 add. 1 Annex VII

(2) doc. COM (78) 5 final of 16th January 1978

(3) doc. COM (78) 39 final of 30th January 1978

(4) doc. COM (78) 6 final of 16th January 1978

(5) The quota of 10 tons proposed for Germany will be taken exclusively as a by-catch in the course of fishing for other species.

activity for long-range vessels in order to provide a priority in the coastal area to vessels which due to their limited range of operation, can only exercise their activity close to the coast. Furthermore in order to avoid undue concentration of long-range vessels the number of vessels authorized to be present on the grounds at any one time has been limited.

5. In its proposal for a Council regulation laying down certain measures of control for fishing activities by Community vessels (1) the Commission proposed that specific fishing plans would be adopted in accordance with the procedure laid down in art. 14 of the said proposed regulation (Management Committee procedure). In the present circumstance where this proposal has not yet been adopted, the Commission proposes exceptionally the specific fishing plans to be adopted by the Council. For the implementation of the present regulation and in order to enable rapid adjustments be made, the Commission proposes to use the existing procedure of the Management Committee established under the common organization of the market in fishery products (2).

---

(1) doc. COM(78) 8 final of 16th January 1978.

(2) Council regulation (EEC) No 100/76 of 19 January 1976  
O.J. No L 20, 28.1.1976, p. 1.

Proposal for

COUNCIL REGULATION (EEC)

establishing Community fishing plans for directed herring  
fishing in certain zones.

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and  
in particular Article 43 thereof,

Having regard to the proposal from the Commission (1)

Having regard to the Opinion of the European Parliament (2)

Whereas in its resolution on certain aspects of the internal fisheries regime  
adopted on 3 November 1976, the Council, having regard to the economic implications  
of fishing in Ireland, declared its intention of applying the provisions of the  
common fisheries policy in such way as to ensure the steady and gradual development  
of the Irish fishing industry on the basis of the Irish Government's programme for  
the development of inshore fisheries;

Whereas a Community regime for the conservation and management of fishery resources  
has not yet been established;

Whereas it is important that measures be taken in the immediate future to protect  
the endangered herring stock in division VIIb,c (Donegal Bay excepted) as defined  
by the International Council for the Exploration of the Sea (ICES) whose exploita-  
tion is of special importance to the coastal population, without prejudice to the  
adoption of similar measures for other species and for other maritime regions;

(1) O.J. No C

(2) O.J. No C

Whereas these objectives may be achieved by the introduction of Community fishing plans;

Whereas, in order to organize fishing activity in ICES division VII b,c, this fishing plan must define the total fishing effort compatible with the available quota and the areas where this effort may be deployed;

Whereas the fishing plans must ensure that the quotas can be fished effectively by the interested fleets;

Whereas fishing plans must take into account that vessels which, due to their limited range of operation, can only exercise their activities close to the coast should have priority in the coastal areas;

Whereas the activity of other categories of vessels must be harmoniously introduced into the global fishing activity of all the vessels operating in the area and in particular undue concentration of long range vessels in areas closest to the coast, should be prevented;

Whereas vessels under 12 metres between perpendiculars can be exempted from the fishing plans provided that their total catching capacity is taken fully into account;

Whereas provisions must be laid down for adequate supervision of the terms and conditions of the fishing plans;

Whereas a procedure should be established to facilitate the implementation of this regulation and to enable rapid adjustments of fishing plans to be made as experience suggests and having regard to changes in the state of the herring stock; whereas to this end the procedure laid down in article 32 of Council regulation (EEC) No 100/76 of 19 January 1976 on the common organization of the market in fishery products (1) should be used;

HAS ADOPTED THIS REGULATION:

(1) O.J. No L 20, 28.1.1976, p. 1.

3

Article 1

1. Directed fishing for herring in division VII b, c (Donegal Bay excepted) as defined by the International Council for the Exploration of the Sea is hereby prohibited unless conducted in accordance with the rules and regulations governing fishing in this division as approved by the Commission, and under the terms and conditions of the fishing plans laid down in Annexes I and II hereto to which Articles 2 to 7 shall apply.

2. Vessels under 12 metres between perpendiculars are exempted from the fishing plans. For the purpose of this article, 12 metres between perpendiculars shall be deemed to be equal to 42 feet registered length or 13.75 metres overall length.

Article 2

The use of purse seines for herring fishing in ICES division VII b, c (Donegal Bay excepted) is hereby prohibited.

Article 3

The Commission shall issue a document to the vessels listed in Annexes, I and II certifying that they are authorized to carry out directed fishing for herring in division VII b, c (Donegal Bay excepted).

This document which shall be kept on board the vessels in question, shall specify the terms and conditions under which the vessels in question are authorized to carry out this activity.

The Commission may withdraw this document in case of failure to observe the provisions of this Regulation.

5

6

Article 4

At the request of the Member State concerned or at the initiative of the Commission, the fishing plans laid down in Annexes I and II may be adjusted as experience suggests and having regard to changes in the state of the herring stock, in accordance with the procedure laid down in Article 32 of Regulation (EEC) No 100/76.

Article 5

The Member States concerned shall inform the Commission each month of the volume of catches made in ICES division VII b, c (Donegal Bay excepted) and landed on their territory and also of the number of days of directed fishing for herring in the said ICES division by vessels listed in Annexes I and II hereto.

The detailed rules of application of this Article and the rules on reporting by the vessels in question may be adopted in accordance with the procedure laid down in Article 32 of Regulation (EEC) No 100/76.

Article 6

The Member States shall take all necessary steps to ensure compliance with the provisions of this Regulation.

Article 7

This Regulation shall enter into force on 1st July 1978.

It shall apply until 31st December 1978.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels,

For the Council  
The President.

6



Herring Fishing Plan for Ireland

1. Vessels authorized to fish directly for herring in ICES division VII b,c  
(Donegal Bay excepted)

Name                      registered length in feet                      g.r.t.                      b.h.p.  
(see attached list of 80 vessels)

2. No vessels exceeding 24 metres (1) between perpendiculars shall fish directly for herring in ICES division VII b, c (Donegal Bay excepted) east of a line determined by the following geographical coordinates :

54°30' N	10°30' W
54°15' N	10°50' W
53°30' N	10°50' W
53°00' N	10°30' W

3. Maximum number of vessels over 24 metres (1) between perpendiculars authorized to be present at any one time in ICES division VII b,c (Donegal Bay excepted) (1)

4 vessels

4. Without prejudice to the requirement not to exceed a total annual quota for 1978 of 10000 tonnes the authorized catch for vessels listed under 1 shall be :

500 tonnes for the period 1 July - 31 August

5.000 tonnes for the period 1 September - 31 December

5. Authorized total fishing days for vessels listed under 1 :

150 days - from 1 July to 31 August

1.750 days - from 1 September to 31 December

6. Maximum days of directed fishing for herring for each vessel listed under 1  
on any voyage

5 days

7. Maximum authorized catch per vessel on any voyage : 25 tonnes

(1) 24 metres between perpendiculars shall be deemed to be equal to 84 feet registered length or 27.5 metres overall length.

8

<u>Name</u>	<u>Regd. Length -feet</u>	<u>GRT</u>	<u>BHP</u>
Oilean Glas	56	49	365
Jemaleon	59	52	240
Family Crest	66	68	365
Girl Triera	53	65	360
Autumn Glory	62	75	375
Darnette	62	70	375
St. Oliver	65	71	400
Summer Star	62	64	365
Onedin	63	68	365
Mallrin	70	79	400
Mother's Wish	63	67	240
Shiovana	63	68	415
Margarette Marie	54	42	290
Golden Eagle	54	42	290
Fisher Lass	48	25	95
Janette	53	38	114
Realt na Mara	50	20	114
Naomh Siobhan	47	26	95
Honey Bee	67	64	152
St. Catherine	54	36	114
Elsie Mabel	45	20	66
Inis Arcain	47	26	88
Sancta Maria	48	27	114
Ros Beithe	49	25	114
Bannion na Mara	48	27	95
Salve Regina	84	169	950
Albacore	80	196	800
Carmarose	79	133	850
Miss Conagh	76	111	600
John Karen	80	148	850
Venture	80	148	850

.1.

8

Sliava Bloom	76	111	600
Olgarry	81	156	850
Terinon	75	112	600
Shalom	75	112	565
Loch-an Iuire	76	112	565
Rosses Morn	75	103	600
Shearnee	74	79	425
Father Murphy	76	100	375
Azure Sea	74	102	500
Orion	72	105	550
Deirdre Maria	71	115	360
Carandon	71	93	430
Mulroy Bay II	70	88	550
Caroline Anne	71	107	390
Janireh	72	91	425
Loretto	66	82	425
Maria Angelique	71	105	375
Marie Avril	71	79	475
San Paulin	70	79	425
Gerona	67	81	425
Basalt	72	69	400
San Pablo	62	60	365
Lorandon	63	67	290
Sepdemar	62	67	365
Sea Bridger	61	63	365
Nordkap	63	58	230
Rose d'Ivoire	60	60	
Siobhan	58	44	212
Crainula	81	100	600
Barker	65	62	500
Crimson Dawn	74	109	575
Golden Dawr	82	156	850

9

18

Maritta	50	25	153
Fort Aengus	77	112	600
Carrig Einre	63	74	448
Duthies	71	68	152
Arkir Castle	67	87	500
Joan Patricia	63	68	240
Allegna	47	28	215
Ard Eireann	54	38	114
Bountiful	51	48	280
Castle Queen	63	70	365
Pacelli	84	169	950
Regina Pacis	67	81	425
Brendette	71	76	435
Eilis Anne	72	99	450
Kenure	68	81	430
Shennick	79	143	800
Pam Brid	79 (*)	140	800

(\*) Estimated length, vessel not yet registered

1. Vessels authorized to fish directly for herring in ICES division VII b, c (Donegal Bay excepted)

Registration number	name	length overall	g.r.t.	b.h.p.
(see attached list of 44 vessels)				

2. No vessels exceeding 24 metres (1) between perpendiculars shall fish directly for herring in ICES division VII b, c (Donegal Bay excepted) east of a line determined by the following geographical coordinates :

54° 30' N	10° 30' W
54° 15' N	10° 50' W
53° 30' N	10° 50' W
53° 00' N	10° 30' W

3. Maximum number of vessels over 24 metres (1) between perpendiculars authorized to present at any one time in ICES division VII b, c (Donegal Bay excepted)  
15 vessels

4. Without prejudice to the requirement not to exceed a total annual quota of 4.000 tonnes the authorized catch for vessels listed under 1 is fixed at  
4.000 tonnes for the period 1 July to 15 October (2)  
nil for the period 16 October to 31 December

5. Authorized total fishing days for vessels listed under 1

1.000 days	from 1 July to 15 October
nil	from 16 October to 31 December

6. Maximum days of directed fishing for herring for each vessel listed under 1 on any voyage : 5 days

7. Maximum authorized catch per vessel on any voyage : 25 tonnes

(1) 24 metres between perpendiculars shall be deemed to be equal to 84 feet registered length or 27.5 metres overall length.

(2) By catch of herring taken in the course of fishing for other species in ICES division VII b, c (Donegal Bay excepted) shall be deducted from this quantity.

12

Reg.	Name	l.u.a.	brt.	p.s.
KW 15	Rijnmond I	46	348	1200
KW 39	Johanna	59	541	2300
KW 41	Elisabeth Christina	46	345	1200
KW 42	Rijnmond V	35	262	1150
KW 43	Rijnmond II	46	348	1200
KW 44	Rijnmond III	36	241	950
KW 49	Schout Velthuys	54	447	2300
KW 74	Tetman Hette	46	344	1200
KW 81	Hendrika Johanna	50	382	1600
KW 85	Rijnmond IV	36	241	950
KW 122	Arie Ouwehand	59	538	2300
KW 123	Holland	46	336	1200
KW 135	Rijnmond VI	35	265	1146
KW 141	Willy,	48	350	1200
KW 170	Annie Hellina	49	375	1200
KW 171	Jan Maria	54	475	2300
KW 172	Dirk Diederik	59	475	2300
SCH 6	Alida	50	362	1320
SCH 21	De Hoeker	56	466	2000
SCH 22	De Buis	56	477	2000
SCH 23	Jacob van der Zwan	54	450	2000
SCH 33	Maria	50	391	1180
SCH 54	Franziska	54	474	2000
SCH 62	Nellie	40	268	1320
SCH 81	Frank Vrolijk Czn.	54	466	2000
SCH 90	Onderneming I	56	475	2000
SCH106	Noordzee	50	362	1180
SCH108	Onderneming II	56	527	2700
SCH118	Prins Claus der Nederlanden	54	450	2000
SCH120	Poseidon	54	450	2000

13

SCH.171	Cornelis Vrolijk	50	352	1380
SCH302	Willem van der Zwan	54	478	2000
VL 1	Ursinus	43	324	1000
VL 34	Anita	43	326	1000
VL 73	Elly	43	326	1000
VL 89	Monica	56	477	2000
VL 90	Caroline	43	324	1000
VL 105	Elizabeth	43	326	1000
VL 115	Vooraan	46	345	1200
VL 142	Voorwaarts	52	405	2100
IJM 36	Egmond	54	450	2000
IJM 57	Zeehaan ?	49	385	1320
IJM207	Wiron VII	33	151	630
IJM209	Meyert Menno	33	168	800

